**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE****RECEIVED**

Applicant(s):	M. A. Sovik, et al.			MAY 10 2007
Assignee:	International Business Machines Corporation			OFFICE OF PETITIONS
Title:	'ON-LINE DATA COMPRESSION ANALYSIS AND REGULATION'			
Serial No.:	08/866,607	Filed:	May 30, 1997	
Examiner:	Young, B.	Unit:	2104	

Commissioner for Patents  
Alexandria, VA 22313-1450

April 24, 2007

**REQUEST TO WITHDRAW HOLDING OF ABANDONMENT UNDER 37 CFR 1.181(a)**

Applicant requests that the abandonment of this Application be withdrawn. It is believed that no fee is required.

This information is being submitted promptly after Applicant has learned of the abandonment on the basis of: the Notice of Abandonment mailed by the PTO on May 3, 2000; however, the Notice of Abandonment was not received by Applicant until receipt of the response to Status Inquiry dated September 19, 2005.


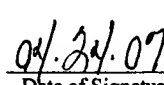
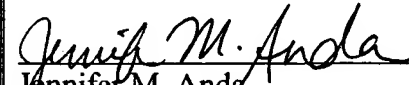
Submitted herewith is a copy of the post card identifying the papers filed and showing the U.S. PTO receipt stamp dated November 12, 1999.

Attached hereto is a statement attesting to the timely mailing of the correspondence referred to above based on: a showing believed to be satisfactory to the Commissioner. According to § 503, M.P.E.P., 8<sup>th</sup> Edition: "a post card receipt which itemizes and properly identifies the papers which are being filed serves as prima facie evidence of receipt in the PTO of all the items listed thereon on the date stamped thereon by the PTO".

Please proceed with further examination of this application on the basis of the original papers filed (attached herewith), which have now reached the appropriate area of the PTO.

Applicants note that a request for Status Inquiry was mailed August 15, 2001. Applicants have no record of a response to said Status Inquiry. An additional Status Inquiry was mailed August 30, 2005. Applicants received a response stating the present application had been abandoned

May 30, 2000. These Status Inquiries and the response to the Status Inquiry of August 30, 2005 are enclosed herewith.

<p style="text-align: center;"><b>CERTIFICATE OF MAILING</b> <b><u>UNDER 37 C.F.R. § 1.10</u></b></p> <p>I hereby certify that this correspondence and referenced attachments are being deposited with the United States Postal Service 'Express Mail Post Office to Addressee' service under 37 C.F.R. § 1.10 on the date indicated herewith and is addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA, 22313-1450.</p> <p><b>EXPRESS MAIL NO; EV643015715.</b></p> <p> Halka Gordon</p> <p> Date of Signature</p>	<p>Respectfully submitted,</p> <p> Jennifer M. Anda Patent Agent for Applicants Reg. No. 58,436 Phone: (520) 799-2485 Facsimile: (520) 799-5551</p>
--	---



# Wynette Stapor

United States Patent and Trademark Office

Team leader -Technology Center 2800

Phone 571-272-1626

Fax 571-273-1626

Date: 09/19/05

Total # of pages: 3

To: Robert M. Sullivan Fax # 520-799-5551

From: Wynette Stapor

Subject: 08/866607

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MAY 10 2007

OFFICE OF PETITIONS

In reply to: Status Letter dated 09/09/2005- see enclosed copy of the  
Notice of Abandonment dated 05-03-00.

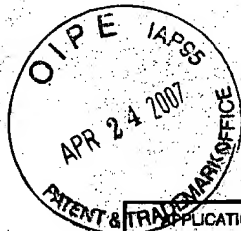
If I can be of any more assistance, please call me at 571-272-1626 or  
email me at [wynette.stapor@uspto.gov](mailto:wynette.stapor@uspto.gov).

Thanks,

Wynette Stapor

FAX\*FAX\*FAX\*FAX\*FAX\*FAX\*FAX\*FAX\*FAX\*FAX

Best Available Copy



**UNITED STATES DEPARTMENT OF COMMERCE**  
**Patent and Trademark Office**  
 Address: COMMISSIONER OF PATENTS AND TRADEMARKS  
 Washington, D.C. 20231

APPLICATION NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO.
08/866,607	05/30/97	SOVIK	M TU997004

EXAMINER

7542/0503

TERRANCE A MEADOR  
 BAKER MGRAY CARY WARE & FREIDENRICK  
 SYMPHONY TOWERS  
 401 B STREET SUITE 1700  
 SAN DIEGO CA 92101

VOLING, R

ART UNIT

PAPER NUMBER

2819

DATE MAILED:

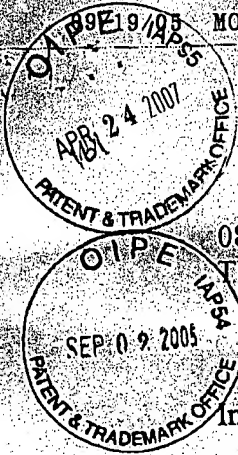
05/03/00

**NOTICE OF ABANDONMENT**

This application is abandoned in view of:

- ☐ Applicant's failure to timely file a proper response to the Office letter mailed on \_\_\_\_\_.
- ☐ A response (with a Certificate of Mailing or Transmission of \_\_\_\_\_) was received on \_\_\_\_\_, which is after the expiration of the period for response (including a total extension of time of \_\_\_\_\_ month(s)) which expired on \_\_\_\_\_.
- ☐ A proposed response was received on \_\_\_\_\_, but it does not constitute a proper response to the final rejection.
- (A proper response to a final rejection consists only of: a timely filed amendment which places the application in condition for allowance; a Notice of Appeal; or the filing of a continuing application under 37 CFR 1.62 (FWC).)
- ☐ No response has been received.
- ☐ Applicant's failure to timely pay the required issue fee within the statutory period of three months from the mailing date of the Notice of Allowance.
- ☐ The issue fee (with a Certificate of Mailing or Transmission of \_\_\_\_\_) was received on \_\_\_\_\_.
- ☐ The submitted issue fee of \$\_\_\_\_\_ is insufficient. The issue fee required by 37 CFR 1.18 is \$\_\_\_\_\_.
- ☐ The issue fee has not been received.
- ☒ Applicant's failure to timely file new formal drawings as required in the Notice of Allowability.
- ☐ Proposed new formal drawings (with a Certificate of Mailing or Transmission of \_\_\_\_\_) were received on \_\_\_\_\_.
- ☐ The proposed new formal drawings filed \_\_\_\_\_ are not acceptable.
- ☒ No proposed new formal drawings have been received.
- ☐ The express abandonment under 37 CFR 1.62(g) in favor of the FWC application filed on \_\_\_\_\_.
- ☐ The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all of the applicants.
- ☐ The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a) upon the filing of a continuing application.
- ☐ The decision by the Board of Patent Appeals and Interferences rendered on \_\_\_\_\_ and because the period for seeking court review of the decision has expired and there are no allowed claims.
- ☐ The reason(s) below:

**THOMAS HAWKINS**  
 305-8380



2819

08/866,607  
TUC919970004US1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: : Date: August 30, 2005  
M. Sovik, et.al. : Group Art: 2819  
Filed: May 30, 1997 : Examiner: Young, Brian K.  
Serial Number: 08/866,607 : From: Tucson, AZ 85744  
For: ONLINE DATA COMPRESSION ANALYSIS AND REGULATION

STATUS INQUIRY

RECEIVED

Commissioner for Patents  
P.O. Box 1450  
Washington, D.C. 22313-1450

MAY 10 2007

OFFICE OF PETITIONS

Dear Sirs:

This application was filed May 30, 1997, the issue fee has been paid. No subsequent papers have been received in this case. Please send the undersigned a Status Report on this application.

Respectfully submitted,  
M. Sovik, et al.

By *Robert M. Sullivan*  
Attorney of Record  
Registration No.: 39,391  
From: Robert M. Sullivan  
IBM Corporation  
Intellectual Property Law  
9000 South Rita Road (90A/9032)  
Tucson, Arizona 85744  
Phone: (520) 799-2550 Fax: (520) 799-5551

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RMS/fgd

CERTIFICATE OF MAILING  
UNDER 37 C.F.R. 1.8(a)

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail on the date indicated above and is addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

*Frances Diaz*  
Frances Diaz

8/30/05  
Date

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OFFICE OF PETITIONS

PLEASE ACKNOWLEDGE & RETURN

- ☐ APPLICATION
- ☐ DECLARATION
- ☐ ASSIGNMENT
- ☐ DRAWINGS - FORMAL/INFORMAL
- ☐ MISSING PARTS

DATE MAILED: 8/30/05

- ☐ AMENDMENT
- ☐ INFO. DISC. STATEMENT
- ☐ EXT. OF TIME
- ☐ ISSUE FEE

OTHER:

Status Inquiry

DOCKET: TVC9-19970004US1 SERIAL NO: 08/866,607

IN RE APPLN. OF: M. Suvik, et al. DATE DUE: \_\_\_\_\_

TITLE: Online Data Compression Analysis and Regulation

TOTAL PGS OF SPEC: \_\_\_\_\_ PGS OF CLAIMS: \_\_\_\_\_ PGS OF DRAWINGS: \_\_\_\_\_

ATTORNEY: \_\_\_\_\_ TOTAL CHARGES: Ø



08/866,607  
TUC919970004US1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: : Date: August 30, 2005  
M. Sovik. et.al. : Group Art: 2819  
Filed: May 30, 1997 : Examiner: Young, Brian K.  
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Washington, D.C. 22313-1450

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M. Sovik, et al.

By

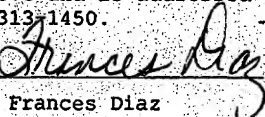


Attorney of Record  
Registration No.: 39,391  
From: Robert M. Sullivan  
IBM Corporation  
Intellectual Property Law  
9000 South Rita Road (90A/9032)  
Tucson, Arizona 85744  
Phone: (520) 799-2550 Fax: (520) 799-5551

RMS/fgd

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UNDER 37 C.F.R. 1.8(a)

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Frances Diaz

8/30/05  
Date

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**GRAY CARY WARE & FREIDENRICH**  
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**SAN DIEGO CA 92121-9931**



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**MAY 10 2007**  
**OFFICE OF PETITIONS**



The USPTO date stamp hereon will acknowledge receipt of:

~~CHANGE OF ADDRESS~~ FORMAL DRAWINGS

Serial No.: 08/866,607

Filed: May 30, 1997

/Mailed/Hand delivered:

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File No.:

cmr

TU9-97-004

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IBM CORPORATION  
TUCSON, ARIZONA



Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**TRANSMITTAL FORM**

(to be used for all correspondence after initial filing)

<b>TRANSMITTAL FORM</b> (to be used for all correspondence after initial filing)	Application Number	08/866,607	
	Filing Date	May 30, 1997	
	First Named Inventor	Sovik	
	Examiner Name	Young	
	Group Art Unit	2819	
Total Number of Pages in This Submission	7 + postcard	Attorney Docket Number	TU9-97-004

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MAY 10 2007

OFFICE OF PETITIONS

**ENCLOSURES (check all that apply)**

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Assignment Papers (for an Application)	<input type="checkbox"/> After Allowance Communication to Group
<input type="checkbox"/> Fee Attached	<input checked="" type="checkbox"/> Drawing(s)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment/Response	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition Checklist and Accompanying Petition	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> To Convert a Provisional Application	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Power of Attorney, Revocation	<input checked="" type="checkbox"/> Additional Enclosure(s) (please identify below)
<input type="checkbox"/> Information Disclosure Statement PTO Form 1449 (no.) cited references	<input type="checkbox"/> Change of Correspondence Address	<u>POSTCARD</u>
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> Terminal Disclaimer	
<input type="checkbox"/> Response to Missing Parts/ Incomplete Application		
<input type="checkbox"/> PTO Form 1533		
<input type="checkbox"/> Response to Missing Parts Under 37 CFR 1.52 or 1.53		

**Remarks:**

SIX (6) sheets of formal drawings

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm or Individual Name	Terrance A. Meador Reg. No. 30,298 GRAY CARY WARE & FREDENRICH
Signature	<i>Terrance A. Meador</i>
Date	June 28, 1999

**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on this date:			
Typed or printed name	Terrance A. Meador		
Signature		Date	

STATUS INQUIRY

8/15/01

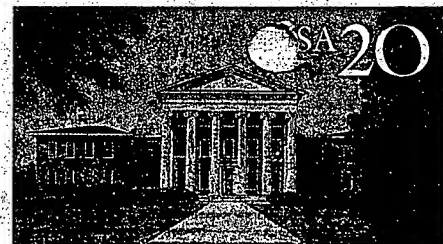
Application of M. Sovik, ET AL.

Serial No. 08/866,607 Doc. No. T4997004

Registered in Patent Office Attorney RMSULLIVAN

IBM CORPORATION  
TUCSON, ARIZONA

AUG 27 P3:29



The Lyceum, University of Mississippi, Oxford

**IBM CORPORATION  
INTELLECTUAL PROPERTY LAW  
9000 S. RITA ROAD  
TUCSON, AZ 85744**



08/866,607

TU997004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: : Date: August 15, 2001  
M. SOVIK, et al. : Group Art: 2819  
Filed: May 30, 1997 : Examiner: B. Young  
Serial Number: 08/866,607 : From: Tucson, AZ 85744  
For: ON-LINE DATA COMPRESSION ANALYSIS AND REGULATION

STATUS INQUIRY

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

Kindly advise the undersigned of the present status of this application and please indicate when a communication from the patent and Trademark Office may be expected.

Respectfully submitted,  
M. SOVIK, et al.

By



Attorney of Record

Registration No.: 39,391

From: Robert M. Sullivan

IBM Corporation

Intellectual Property Law

9000 South Rita Road (90A/9032)

Tucson, Arizona 85744

Phone: (520) 799-2550

Fax: (520) 799-5551

/cw

CERTIFICATE OF MAILING

UNDER 37 C.F.R. 1.8(a)

I hereby certify that the above paper/fee is being deposited with the United States Postal Service as first class mail in an envelope addressed to the Assistant Commissioner of Patents, Washington, DC 20231 on

AUG. 15, 2001

Person mailing paper/fee CEIL WHITE

Signature



## IN THE UNITED STATES PATENT &amp; TRADEMARK OFFICE

In Re Application of : Date:  
Sovik et al. :  
Serial No.: 08/886,607 : IBM Corporation  
Filed: May 30, 1997 : Intellectual Property Law Dept.  
For: ON-LINE DATA COMPRESSION : 1735 S. Jefferson Davis Highway, Suite 605  
ANALYSIS AND REGULATION : Arlington, Virginia 22202  
Notice of Allowance: June 14, 1999  
Batch No.:

## PETITION AND FEE FOR EXTENSION OF TIME (37 CFR.136(a))

RECEIVED

Assistant Commissioner of Patents and Trademarks  
Washington, D.C. 20231

MAY 10 2007

OFFICE OF PETITIONS

Sir:

This petition for an extension of time in response to the PTOL-37 mailed on 6/14/99 for a period of 2 months. Please charge Deposit Account No. 09-0467 the sum of \$380.00. If an additional extension of time is required, please consider this a petition therefor. A duplicate of this petition is attached.

Formal Drawings are being filed herewith.

Certificate Under 37 CFR 3.73(b)

International Business Machines Corporation, a corporation of New York, is the assignee of the entire right, title and interest in the patent application identified above by virtue of an assignment from the inventor(s) of the patent application identified above. The assignment was recorded in the USPTO at Reel 8585, Frame 529, or for which a copy thereof is attached.

The undersigned (whose title is supplied below) is empowered to sign this certificate on behalf of the assignee.


*I hereby declare that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further, that these statements are made with the knowledge that willful false statements and the like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.*

November 11, 1999

Date

Respectfully submitted,  
International Business Machines Corporation

By:

  
Jeffrey L. Forman  
Manager, Information Services  
(703) 412-2410

Docket No. TU9-97-004



## LETTER OF AUTHORITY

I, Marshall C. Phelps, Vice President, Intellectual Property and Licensing of International Business Machines Corporation (IBM), a New York corporation, do hereby delegate the authority to approve and execute documents on behalf of IBM relating to proceedings in the Patent, Trademark Registration or Copyright Offices servicing any country or region of the world, or to related appeal proceedings, including, but not limited to: petitions; powers of Attorney; authorizations; verification; nominations of representatives; declarations; documents relating to maintenance and defense of the resulting industrial property rights; assignments of rights to apply for and acquire patents and trademark registrations, and evidence of such assignments; request for the registration of patents as available for licensing; reports of inventions and petitions for waiver of patent rights to any department or agency of the United States Government; and, assignments, licenses and other instruments confirmatory of Government rights in patents and inventions, to Jeffrey L. Forman, Manager, Information Services, Intellectual Property Law, Washington.

Date:

3/25/96

Marshall C. Phelps  
Marshall C. Phelps, Jr.  
Vice President - Intellectual Property & Licensing  
International Business Machines Corporation